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Attorneys for Defendant
PAUL FU

**UNITED STATES DISTRICT COURT
THE NORTHERN DISTRICT OF CALIFORNIA**

FITNESS ANYWHERE, INC., a California
corporation,

Plaintiff,
v.

STANLEY YAN, individually and doing
business as OCEAN-MOON-STAR;
CATHERINE LIU, individually and doing
business as MIUMI2009, and
BEAUTYMARK09; FITNESS-MALL, entity
of unknown form; SAMY LEWIS,
individually and doing business as
UNIQUE*BARGAINS; BLANCHE WARD,
individually and doing business as
QUEENBE2009; STAN CHIN, individually
and doing business as PRIMOFITNESS;
ALAN WANG, individually and doing
business as CROZGEAR; TIMOTHY
SANTOS, individually and doing business as
LADYBOI; WILLIAM TSAI, individually
and doing business as GO-GREEN-USA;
CHAD MOORE, individually and doing
business as USAPOCKETBIKES_COM;
PAUL FU, individually and doing business as
BULLKICKER; JOC HSU, individually and
doing business as ZONE8WHOLESALE;
ANDRES PEREZ, individually and doing
business as ANPE2009; GLORIA A.
MAZZAROLO, individually and doing
business as ANGA29; GREAT SPORTS,
INC., an Illinois corporation, and GREAT
SPORTS, INC., an Illinois corporation doing

Case No.: 09-4815

**STIPULATION AND ~~PROPOSED~~
ORDER TO TAKE PLAINTIFF'S
MOTION TO DISMISS OFF CALENDAR**

business as SAFERWHOLESALE.COM;
ANDREW LETTY, individually and doing
business as KOROMBU; BRENT SETIEN,
individually and doing business as LIFE-
SMILE-STL; CHARLES JONES, individually
and doing business as FITNESS4LESS2009;
CHARLES JONES, individually and doing
business as DFW_BEST; and DOES 1
through 20, inclusive,

Defendants.

Plaintiff Fitness Anywhere, Inc. and Defendant Paul Fu, by and through their respective
counsels, hereby stipulate to dismiss and take off calendar Plaintiff's Motion to Dismiss Defendant
Paul Fu's Second, Fourth, and Sixth Counterclaims for Failure to State a Claim Upon Which Relief
May be Granted, and Motion to Strike Second and Fifth Defenses (Docket Entry No. 35).

Dated: February 2, 2010

LAW OFFICE OF OMID A. MANTASHI

/S/ Omid A. Mantashi

Omid A. Mantashi
Attorney for Plaintiff Fitness Anywhere, Inc.

Dated: February 2, 2010


SCHEIN & CAI, LLP

/James Cai/

James Cai
Attorney for Defendants and Counter-Claimant
PAUL FU

SO ORDERED.

Dated: 02/02/2010


HON. RICHARD G. SEEBOR
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA